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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ROBERT G. PERRIN and DIANE L.
PERRIN, Individually and on Behalf
of All Others Similarly Situated,

Plaintiffs,

v.

SOUTHWEST WATER COMPANY,
ANTON C. GARNIER, MARK A.
SWATEK, CHERYL L. CLARY,
PETER J. MOERBEEK and KPMG
LLP,

Defendants.

No. CV 08-07844 JHN (AGR_x)

CLASS ACTION

**JOINT STIPULATION RE:
CONTINUATION OF THE
HEARING DATE ON
DEFENDANTS' MOTIONS TO
DISMISS AND FOR PARTIAL
SUMMARY JUDGMENT**

Scheduled Hearing Date:

Date: May 10, 2010

Time: 2:00 p.m.

Courtroom: #790 Roybal

Proposed New Hearing Date:

Date: May 17, 2010

Time: 2:00 p.m.

Courtroom: #790 Roybal

1
2 WHEREAS, on January 12, 2010, defendants SouthWest Water Company,
3 Anton C. Garnier, Mark A. Swatek, Cheryl L. Clary, Peter J. Moerbeek (the
4 "SouthWest Water Defendants") filed (i) a Motion to Dismiss the Consolidated
5 Amended Class Action Complaint ("CAC") in this action filed by lead plaintiffs,
6 Richard J. Hemmer, Paul M. Zatulove, Gus Karozos and Lionel Patenaude
7 (collectively, "The Hemmer Group") and plaintiffs Nelson W. Bush, Joseph Yeatte,
8 Thomas Moshier and Howard Fosman (collectively "Plaintiffs"); and (ii) a Motion
9 for Partial Summary Judgment as to Claims I and III of the CAC (the "Motion for
10 Partial Summary Judgment");
11

12
13 WHEREAS, also on January 12, 2010, defendant KPMG LLP filed, a motion
14 to dismiss Claim II for Relief in the CAC against KPMG LLP ("KPMG");

15 WHEREAS, on January 22, 2010, defendant KPMG filed a notice of joinder
16 in the SouthWest Water Defendants' Motion to Dismiss the CAC regarding the
17 alleged violation(s) of Section 11 of the Securities Act, and the Motion for Partial
18 Summary Judgment in its entirety;
19

20 WHEREAS, by Order dated February 24, 2010, pursuant to a stipulation of the
21 Parties establishing a briefing schedule, the hearing on the motions to dismiss and the
22 Motion for Partial Summary Judgment currently is scheduled for May 10, 2010, at
23 2:00 p.m. in Courtroom #790 of the Roybal Federal Building;
24

25 WHEREAS, subsequent to the entry of the February 24, 2010, Order setting
26 a May 10, 2010, hearing date, counsel for KPMG discovered a scheduling conflict
27
28

1 hearing in the instant action;

2 WHEREAS, in order to resolve the conflict in KPMG counsel's schedule on
3 the hearing date, while also preserving the briefing schedule established in the
4 February 24, 2010, Order for the filing of Plaintiffs' opposition to the motions to
5 dismiss and the Motion for Partial Summary Judgment and other related briefing,
6 counsel for the Parties have conferred and agreed to continue the currently scheduled
7 hearing date, from May 10, 2010, to the following Monday, May 17, 2010, at 2:00
8 p.m. in Courtroom #790 of the Roybal Federal Building;

9
10 NOW, THEREFORE, the Parties, by and through their respective undersigned
11 counsel, hereby stipulate to and submit for the Court's approval a proposed Amended
12 Scheduling Order, providing as follows:
13

14 1. The currently scheduled hearing date on Defendants' motions to
15 dismiss and the Motion for Partial Summary Judgment is vacated and continued to
16 May 17, 2010, at 2:00 p.m. in Courtroom #790 of the Roybal Federal Building.
17

18 **IT IS SO STIPULATED.**

19 Dated: March 5, 2010

GLANCY BINKOW & GOLDBERG LLP

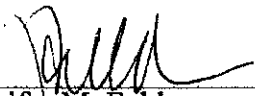
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10 Dated: March 5, 2010

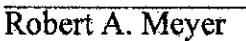
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18 Dated: March __, 2010

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11 Dated: March __, 2010

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22 Dated: March 5, 2010

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Attorneys for KPMG LLP

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JOINT STIPULATION RE: CONTINUATION OF THE HEARING DATE ON
DEFENDANTS' MOTIONS TO DISMISS AND FOR PARTIAL SUMMARY JUDGMENT

**PROOF OF SERVICE BY ELECTRONIC POSTING
PURSUANT TO CENTRAL DISTRICT OF CALIFORNIA
LOCAL RULES AND ECF GENERAL ORDER NO. 08-02
AND BY MAIL ON ALL KNOWN NON-REGISTERED PARTIES**

I, the undersigned, say:

I am a citizen of the United States and am employed in the office of a member of the Bar of this Court. I am over the age of 18 and not a party to the within action. My business address is 1801 Avenue of the Stars, Suite 311, Los Angeles, California 90067.

On March 5, 2010, I caused to be filed the following document by posting such documents electronically to the ECF website of the United States District Court for the Central District of California:

**JOINT STIPULATION RE: CONTINUATION OF THE HEARING DATE
ON DEFENDANTS' MOTIONS TO DISMISS AND FOR PARTIAL
SUMMARY JUDGMENT**

**[PROPOSED] ORDER GRANTING CONTINUATION OF THE HEARING
DATE ON DEFENDANTS' MOTIONS TO DISMISS AND FOR PARTIAL
SUMMARY JUDGMENT**

and, simultaneously served upon the following ECF-registered parties:

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2 Steven J Toll stoll@cohenmilstein.com

3 There are no non-ECF-registered parties.

4 I certify under penalty of perjury under the laws of the United States of
5 America that the foregoing is true and correct. Executed on March 5, 2010, at Los
6 Angeles, California.

7 ***S/Michael Goldberg***
8 Michael Goldberg